

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

WILLIE BANKS SR,

Plaintiff,

v.

STEVEN WARNING,

Defendant.

CASE NO. C11-5708 RBL

ORDER

THIS MATTER comes on before the above-entitled court upon Plaintiff's Motion for Judicial Review [Dkt. #13] and Motion for Reconsideration and Motion for a Certificate of Appealability [Dkt. #14] of this Court's Order Adopting Report and Recommendation [Dkt. #12]. Having considered the entirety of the records and file herein, the Court finds and rules as follows:

Under Local Rule CR7(h) motions for reconsideration are disfavored and will ordinarily be denied absent "a showing of manifest error in the prior ruling or a showing of new facts or legal authority which could not have been brought to [the Court's] attention earlier with reasonable diligence." This standard has not been met in this case and the Court will not reconsider its prior ruling. Furthermore, plaintiff's request for a certificate of appealability is not

1 required as this case is not a habeas corpus case. Plaintiff's Motion for Reconsideration and
2 Motion for a Certificate of Appealability [Dkt. #14] is **DENIED**.

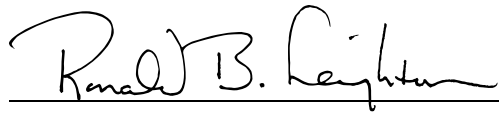
3 Plaintiff's Motion for Judicial Review [Dkt. #13] merely is another attempt to reopen his
4 closed case and, as such, is **DENIED**.

5 The Court will accept no further filings in this closed case except a Notice of Appeal.

6 **IT IS SO ORDERED.**

7 The Clerk shall send uncertified copies of this order to all counsel of record, and to any
8 party appearing pro se.

9 Dated this 30th day of November, 2011.

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12 RONALD B. LEIGHTON
13 UNITED STATES DISTRICT JUDGE
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